

8th. That your petitioners are adults over the age of twenty one years.

Wherefore your petitioners pray for the following relief:

(1) That your Honorable Court will assume jurisdiction of the trust created under the will and codicil of the said Ann Catherine Burck, mentioned and described in Exhibit W. C., filed with this petition.

(2) That Edward J. Smith of Frederick City, Frederick County, Maryland, be appointed substituted trustee under the will and codicil of the said Ann Catherine Burck in the place and stead of the said Lewis A. Burck, the deceased trustee.

(3) That the said Edward J. Smith, substituted trustee in this cause be authorized by an order of your Honorable Court to negotiate a loan in the sum of Six Hundred and Nine Dollars, without interest, payable <sup>six months after</sup> the death of the said Kate Lee Burck, from the said Adelaide Burck and that said trustee be authorized to execute a mortgage on the real estate now known as No. 122 West Fourth Street, in Frederick, Maryland, mentioned and described in the foregoing petition, to the said Adelaide Burck, as security for the payment of said loan.

(4) And that your petitioners may have such other and further relief as their case may require.

And as in duty etc.

*Edward J. Smith*  
Solicitor for Petitioners.

*Kate Lee Burck*  
*Helen M. Eberstadt*  
*Fred J. Eberstadt*  
Petitioners.

State of Maryland, County of Frederick, to-wit:

I hereby certify that on this 1<sup>st</sup> day of September, in the year 1938, before me the subscriber, the Clerk of the Circuit Court for Frederick County, personally appeared Kate Lee Burck, one of the petitioners in the foregoing petition, and made oath in due form of law, that the matters and things contained in the above and foregoing petition are true and bona fide as therein stated.

*Ellis C. Wachter,*  
Clerk.